

**U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICE
FORM PTO-1449**

LIST OF ART CITED BY APPLICANT

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| ATTY. DOCKET: 17328 | SERIAL NO.: 09/550,371 10/630,604 |
| APPLICANT: AOKI, ET AL. | TITLE: METHOD FOR TREATING PAIN BY PERIPHERAL ADMINISTRATION OF A NEUROTOXIN |
| FILING DATE: April 14, 2000 | GROUP: |

UNITED STATES PATENTS

FOREIGN PATENT DOCUMENTS

| FOREIGN PATENT DOCUMENTS | | | | | | | |
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| | | DOCUMENT NO. | DATE | COUNTRY | CLASS | SUB-CLASS | TRANSLATION (yes/n) |
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OTHER ART

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***EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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| U.S. Department of Commerce, Patent and Trademark Office | | PTO form 1449 | Atty Docket No. | Serial No. |
| | | | 17328 (AP) | 09/550,371 |
| INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary) | | Applicant(s) Aoki et al. 10/630,60 | | |
| | | Filing Date October 4, 2000 | | Group |
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U.S. Patent Documents

| *Examiner Initial | Document Number | Date | Name | Class | Subclass | Filing Date If Appropriate |
|-------------------|-----------------|---------|-------|-------|----------|----------------------------|
| CMK | AA 6,063,768 | 5/26/00 | First | | | |
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Foreign Patent Documents

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SUPPLEMENTAL
LIST OF ART CITED BY APPLICANT

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| ATTY. DOCKET: 17328 (BOT) | SERIAL NO.: 09/550,371 <i>10/639,604</i> |
| APPLICANT: AOKI, et al. | TITLE: METHOD FOR TREATING PAIN BY PERIPHERAL ADMINISTRATION OF A NEUROTOXIN |
| FILING DATE: APRIL 14, 2000 | GROUP: 1653 |

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| *EXAMINER INITIAL | | DOCUMENT NO. | DATE | NAME | CLASS | SUB-CLASS | FILING DATE (if applicable) |
|-------------------|----|--------------|--------|------|-------|-----------|-----------------------------|
| CMK | AA | 6,113,915 | 9/5/00 | AOKI | 424 | | |
| | AB | | | | | | |
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| CMK | BA | WO 97/34624 | 9/25/97 | PCT | | | |
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| CMK | BC | WO 95/30431 | 11/16/95 | PCT | | | |

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| CMK | CE | Gobel, H., et al., <i>Evidence-based medicine: botulinum toxin A in migraine and tension-type headache</i> , Journal of Neurology, 2001 248 Supp 1: I/34-I/38, XP-002182693 |
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| APPLICANT: Aki et al. | TITLE: METHOD FOR TREATING PAIN BY PERIPHERAL ADMINISTRATION OF A NEUROTOXIN | |
| FILING DATE: 04/14/2000 | GROUP: 1646 | |

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| CK | AA 6,063,768 | 5/16/00 | FIRST | | | |
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| CMK | BD | 99/17806 | 4/15/99 | PCT | | | |

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| | CB | Bigalke, H., et al.; <i>Botulinum A Neurotoxin Inhibits Non-Cholinergic Synaptic Transmission in Mouse Spinal Cord Neurons in Culture</i> ; <i>Brain Research</i> , 360 (1985); 318-324. |
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| | CH | Duc, C., et al.; <i>Ultrastructural Localization of SNAP-25 Within the Rat Spinal Cord and Peripheral Nervous System</i> ; <u>The Journal of Comparative Neurology</u> (1995); 356:152-163. |
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| | CJ | Garner, C.G., et al.; <i>Time Course of Distant Effects of Local Injections of Botulinum Toxin; Movement Disorders</i> ; Vol. 8, No. 1; 1993. |
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| | CL | Habermann, E.; <i>I-Labeled Neurotoxin from Clostridium Botulinum A: Preparation, Binding to Synaptosomes and Ascent to the Spinal Cord</i> ; <u>Naunyn Schmiedeberg's Arch. Pharmacol.</u> ; 281, 47-56 (1974). |
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| | CT | Mochida, S., et al.; <i>Impairment of Syntaxin by Botulinum Neurotoxin C₁ or Antibodies Inhibits Acetylcholine Release but not Ca²⁺ Channel Activity; Neuroscience</i> (1995); Vol. 65; No. 3; 905-915. |
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(Including Author, Title, Date, Pertinent Pages, etc.)

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| | DF | Simpson, L.; <i>Botulinum Toxin: Potent Poison, Potent Medicine</i> ; <i>Hospital Practice</i> ; April 15, 1999; 34(4):87-91. |
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| | DH | Tonra, J. R., et al.; <i>Axotomy Upregulates the Anterograde Transport and Expression of Brain-Derived Neurotrophic Factor by Sensory Neurons</i> ; <i>The Journal of Neuroscience</i> ; June 1, 1998; 18(11):4374-4383. |
| | DI | Tsuda, M., et al.; <i>In vivo Pathway of Thermal Hyperalgesia by Intrathecal Administration of α, β-methylene ATP in Mouse Spinal Cord: Involvement of the Glutamate-NMDA Receptor System</i> ; <i>Br. J. Pharmacol</i> (1999); 127(2):449-456. |
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| | DN | Willis, W. D.; <i>Pain</i> ; <i>The Rat Nervous System</i> ; Second Edition; 1995; Academic Press, Inc.; pages 725-750. |
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| | DP | Yaksh, T. L., et al.; <i>Chronic Catheterization of the Spinal Subarachnoid Space</i> ; <i>Physiology & Behavior</i> (1976); Vol. 17:1031-1036. |
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| Notice of References Cited | | | Application/Control No. | | Applicant(s)/Patent Under Reexamination | | |
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| | | | Examiner Chih-Min Kam | | Art. Unit 1683 | Page 1 of 1 | |
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| | WO 93/17904 | Jul. 1993 | US | Aoki et al. | A61K | 38/16 | <input type="checkbox"/> <input checked="" type="checkbox"/> |
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*A copy of this reference is not being furnished with this Office action. (See Manual of Patent Examining Procedure, Section 707.05(a).)
**APS encompasses any electronic search i.e. text, image, and Commercial Databases.

U.S. Patent and Trademark Office
PTO-892 (Rev. 03-98)